

A RESOLUTION

04-*R*-1312

BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE AN AMENDMENT NO. 3 TO LEASE AGREEMENT FC-6040-94 WITH HOST/NCM JV TO ADD 3,002 SQUARE FEET OF BOARDING LEVEL SPACE AT GATE C24 AND C15 OF CONCOURSE C, IN THE CENTRAL PASSENGER TERMINAL COMPLEX AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (the "City"), and Host/NCM entered into an Agreement and Lease of Premises dated April 1, 1995, incorporating Amendments No. 1 through 2 (hereinafter collectively referred to as the "Lease Agreement"), and uses certain premises and facilities in the Terminal Building and Concourses of the Central Passenger Terminal Complex at Hartsfield-Jackson Atlanta International Airport (the "Airport"); and

WHEREAS, the City and Host/NCM desire to amend said Lease Agreement in order to add 3,002 square feet (385 square feet at gate C24 and approximately 2,617 square feet at gate C15) of Exclusive Leased Premises on the Boarding Level of Concourse C to provide for expansion of Concessions operations for the benefit of passengers utilizing Concourse C; and

WHEREAS, Host/NCM will pay all costs for base building and tenant improvements including design, construction and equipment fixtures for these additional spaces; and

WHEREAS, the Aviation General Manager and the Tenant agree that the addition of the retail concepts are desired services for the accommodation and convenience of the passengers and the general public using Concourse C; and

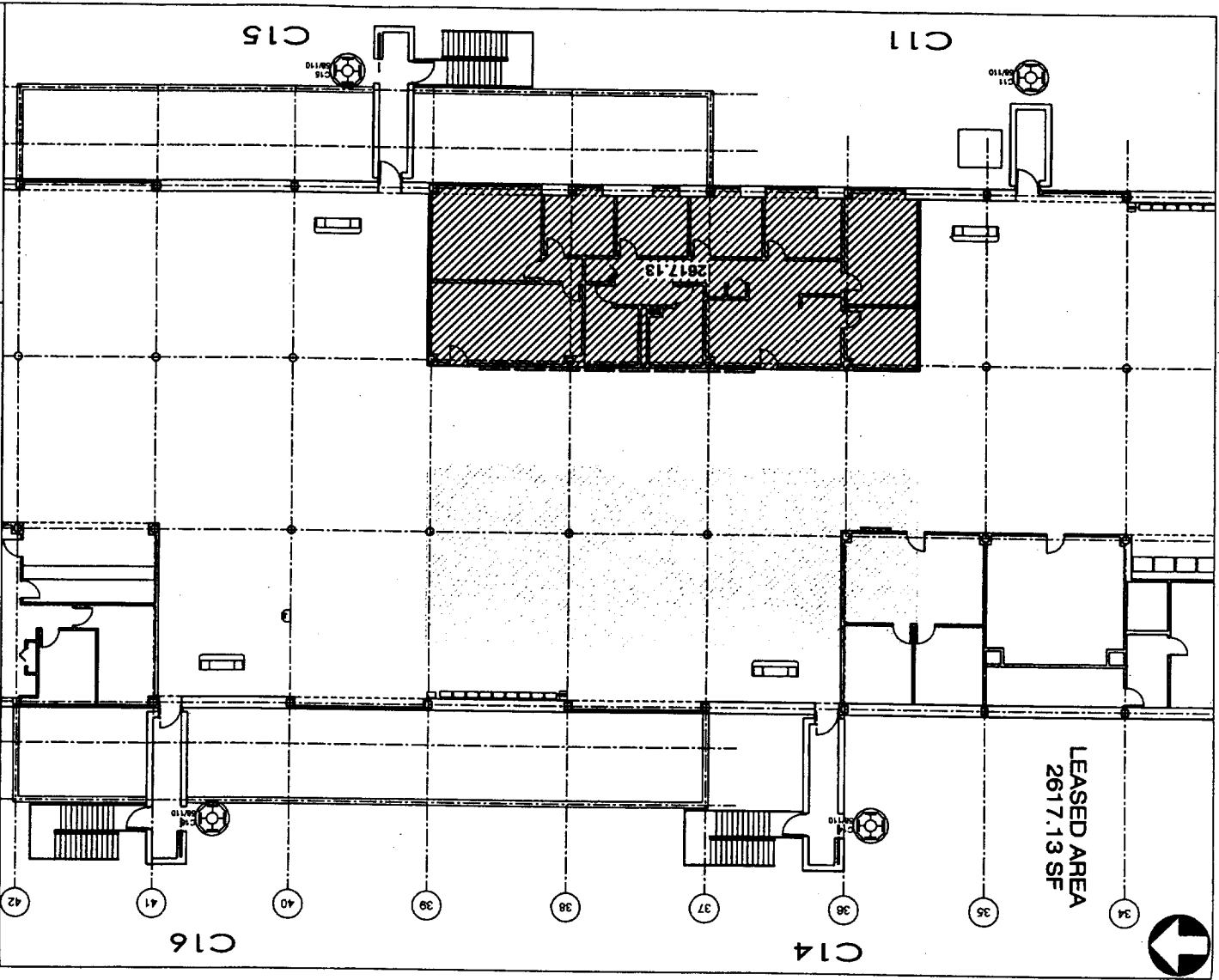
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor or her designee be and hereby is authorized to execute on behalf of the City of Atlanta an Amendment No. 3 to said Lease Agreement with Host/NCM which shall:

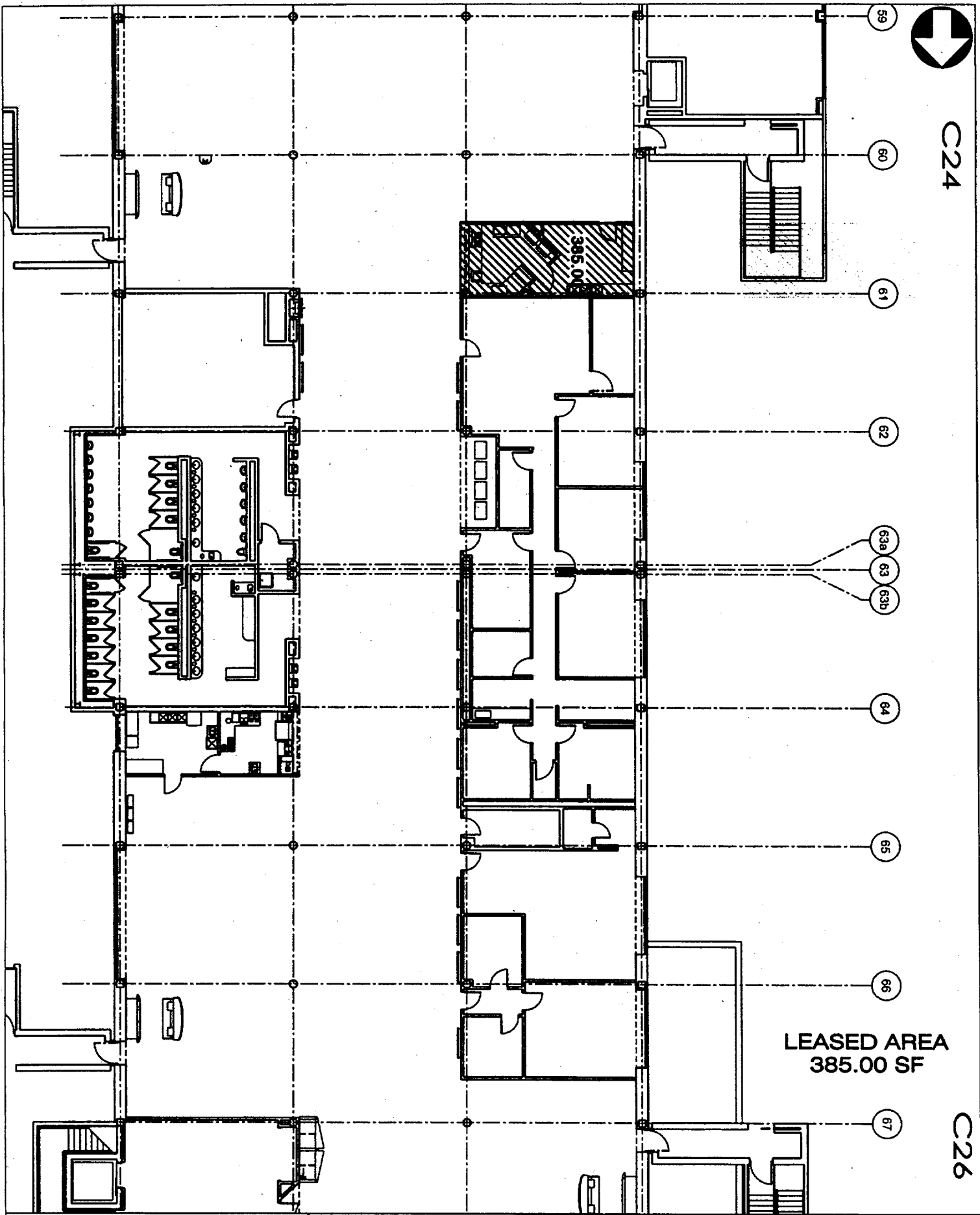
- (1) Add approximately 3,002 square feet of space on the Boarding Level of Concourse C, as depicted on the drawings attached hereto as Exhibit A and made part hereof by reference; and

with corresponding adjustments in the applicable rentals and charges due the City under said Lease Agreement.

BE IT FURTHER RESOLVED that the City Attorney be and hereby is directed to prepare said Amendment for execution by the Mayor.

BE IT FINALLY RESOLVED that said Amendment shall not become binding upon the City of Atlanta, and the City of Atlanta shall incur no obligation or liability thereunder until the same has been signed by the Mayor and delivered to Host/NCM JV.





C24

C26

LEASED AREA
385.00 SF